

**UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF MICHIGAN  
SOUTHERN DIVISION**

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EVERSON R. FRANCIS,

Plaintiff,

v.

Case No. 09-13455

HERITAGE GLEN TOWNHOUSE, et al.,

Defendants.

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**ORDER DENYING PLAINTIFF'S MOTION TO REINSTATE CASE**

Pending before the court is Plaintiff's third motion to reopen this case. On December 30, 2009, the court denied Plaintiff's first two motions to reopen because they were filed after Plaintiff filed notices of appeal and the court therefore lacked jurisdiction. This motion has likewise been filed after Plaintiff filed notices of appeal, and the court thus lacks jurisdiction. Accordingly,

IT IS ORDERED that Plaintiff's "Motion to Reinstate Case and Consider the Truth" [Dkt. # 43] is DENIED.

s/Robert H. Cleland

ROBERT H. CLELAND

UNITED STATES DISTRICT JUDGE

Dated: February 2, 2010

I hereby certify that a copy of the foregoing document was mailed to counsel of record on this date, February 2, 2010, by electronic and/or ordinary mail.

s/Lisa G. Wagner

Case Manager and Deputy Clerk

(313) 234-5522